

Docket No.: 61404-020

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Customer Number: 20277  
Donald J. KERRISH, et al. : Confirmation Number:  
Serial No.: Continuation of Appl. No.  
09/812,024 : Group Art Unit:  
Filed: January 28, 2004 : Examiner:  
For: PROCESS FOR PRODUCING WET RIBAVIRIN PELLETS

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Information Disclosure  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached form PTO-1449. It is respectfully requested that the references be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed within three months of the U.S. filing date OR before the mailing date of a first Office Action on the merits. No certification or fee is required.

Continuation to 09/812,024

The majority of the listed references were cited by or submitted to the U.S. Patent and Trademark Office in parent application Serial No. 09/812,024, filed March 19, 2001, which is relied upon for an earlier filing date under 35 USC 120.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

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**Date: January 28, 2004**

<b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b>  (PTO-1449)		ATTY. DOCKET NO. <b>61404-020</b>		SERIAL NO.	
		<b>APPLICANT</b> <b>KERRISH, DONALD J., et al.</b>			
		<b>FILING DATE</b>		<b>GROUP</b>	
<b>FOREIGN PATENT DOCUMENTS</b>					
EXAMINER'S INITIALS	CITE NO.	Foreign Patent Document Country Codes-Number +-Kind Codes (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Figures Appear
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		WO-92/19227	11/12/1992	Martin et al.	
		EP-0 707 855-A2	04/24/1996	Grint et al.	
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		WO-03/039517-A1	05/15/2003	Matharu et al.	
<b>OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)</b>					
EXAMINER'S INITIALS	CITE NO.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			
		File wrapper for U. S. Patent No. 6,335,032 to LIEBOWITZ et al. issued 1/12002			
		BOWEN Declaration in file wrapper for U. S. Patent No. 6,335,032			
		File wrapper for U. S. Patent No. 6,337,090 to LIEBOWITZ et al. issued 1/8/2002			
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EXAMINER		DATE CONSIDERED			

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.

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EXAMINER'S INITIALS	CITE NO.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	
		Merck Index - An Encyclopedia of Chemicals, Drugs, and Biologicals, Eleventh Edition, Budavari, ed. 1989, p. 1304	
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		SIDWELL et al., "Ribavirin: An Antiviral Agent", <i>Pharmac. Ther.</i> (1979) Vol. 6, pp. 123-146	
		<i>ICN Pharmaceuticals, Inc. v. Geneva Pharmaceuticals Technology Corp</i> , 272 F. Supp. 2d 1028 (C.D. Cal. 2003)	
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<b>U.S. PATENT DOCUMENTS</b>						
EXAMINER'S INITIALS	CITE NO.	Document Number Number-Kind Code <sub>2</sub> ( <i>if known</i> )		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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